

# Daily Digest

## HIGHLIGHTS

Senate agreed to S. Con. Res. 18, Concurrent Budget Resolution.

The House passed H. Con. Res. 95, Budget Resolution for Fiscal Year 2006.

The House agreed to H. Con. Res. 103, Adjournment Resolution.

## Senate

### Chamber Action

*Routine Proceedings, pages S2875–S3094*

**Measures Introduced:** Forty bills and eleven resolutions were introduced, as follows: S. 646–685, S. Res. 84–91, and S. Con. Res. 20–22. **Pages S2994–96**

#### Measures Reported:

S. 48, to reauthorize appropriations for the New Jersey Coastal Heritage Trail Route, with amendments. (S. Rept. No. 109–41)

S. 182, to provide for the establishment of the Uintah Research and Curatorial Center for Dinosaur National Monument in the States of Colorado and Utah, with an amendment. (S. Rept. No. 109–42)

S. 188, to amend the Immigration and Nationality Act to authorize appropriations for fiscal years 2005 through 2011 to carry out the State Criminal Alien Assistance Program.

S. 589, to establish the Commission on Freedom of Information Act Processing Delays.

S. 667, to reauthorize and improve the program of block grants to States for temporary assistance for needy families, improve access to quality child care.

**Page S2993**

#### Measures Passed:

**Condemning Violence and Criminality by the Irish Republican Army:** Senate agreed to S. Res. 84, condemning violence and criminality by the Irish Republican Army in Northern Ireland.

**Pages S2910–11**

**Private Relief:** Senate passed S. 653, for the relief of the parents of Theresa Marie Schiavo.

**Pages S2926–29**

**Concurrent Budget Resolution:** By 51 yeas to 49 yeas (Vote No. 81), Senate agreed to S. Con. Res. 18, setting forth the congressional budget for the

United States Government for fiscal year 2006 and including the appropriate budgetary levels for fiscal years 2005 and 2007 through 2010, after taking action on the following amendments proposed thereto:

**Pages S2875–97, S2899–S2910, S2911–26, S2929–67**

#### Adopted:

By 52 yeas to 48 nays (Vote No. 58), Bingaman (for Smith) Amendment No. 204, to create a reserve fund for the establishment of a Bipartisan Medicaid Commission to consider and recommend appropriate reforms to the Medicaid program, and to strike Medicaid cuts to protect states and vulnerable populations.

**Pages S2875–86, S2919–20**

Hutchison Amendment No. 218, to fully fund the level of Border Patrol Agents authorized by the National Intelligence Reform Act of 2004 and as recommended by the 9/11 Commission.

**Pages S2875, S2922**

Salazar/Conrad Amendment No. 215, to provide additional funding for rural education, rural health access, and rural health outreach programs.

**Pages S2875, S2922**

By a unanimous vote of 100 yeas (Vote No. 62), Landrieu Amendment No. 219, to establish a reserve fund in the event that legislation is passed to provide a 50 percent tax credit to employers that continue to pay the salaries of Guard and Reserve employees who have been called to active duty.

**Pages S2875, S2922**

Vitter Amendment No. 223, to express the sense of the Senate that Congress should provide dedicated funding for port security enhancements.

**Pages S2875, S2922**

Subsequently, the amendment was modified.

**Page S2923**

By 63 yeas to 37 nays (Vote No. 64), Collins (for Lieberman/Collins) Amendment No. 220, to protect

the American people from terrorist attacks by restoring \$565 million in cuts to vital first-responder programs in the Department of Homeland Security, including the State Homeland Security Grant program, by providing \$150 million for port security grants and by providing \$140 million for 1,000 new border patrol agents. **Pages S2875, S2923**

Vitter Amendment No. 224, to restore funding for Corps of Engineers environmental programs to fiscal year 2005 levels. **Pages S2875, S2923**

By 68 yeas to 31 nays (Vote No. 66), Coleman Amendment No. 230, to fully fund the Community Development Block Grant (CDBG) program. **Pages S2894-97, S2999, S2924**

By 73 yeas to 26 nays (Vote No. 67), Cochran Amendment No. 208, to modify the designation authority for an emergency requirement. **Pages S2899-S2900, S2924-25**

By 51 yeas to 49 nays (Vote No. 68), Kennedy Modified Amendment No. 177, relative to education funding. **Pages S2900-03, S2925**

Feinstein Amendment No. 188, to express the sense of the Senate that Congress should enact a long-term reauthorization of the State Criminal Alien Assistance Program and appropriate \$750,000,000 for the program in fiscal year 2006. **Pages S2909-10, S2911, S2929**

Obama Amendment No. 159, to prevent and, if necessary, respond to an international outbreak of the avian flu. **Pages S2930-32**

Leahy Amendment No. 160, to increase funding for the United Nations Children's Fund (UNICEF) and other international organizations. **Pages S2930-32**

Grassley/Kennedy Amendment No. 164, to provide a reserve fund for the Family Opportunity Act. **Pages S2930-32**

Hatch Amendment No. 194, to provide a deficit-neutral reserve fund for the restoration of SCHIP funds. **Pages S2930-32**

Cochran/Byrd Amendment No. 209, to modify a provision defining advance appropriations subject to limit. **Pages S2930-32**

Thomas/Conrad Amendment No. 226, to restore discretionary funding levels for crucial rural health programs, such as the rural health outreach grant program, the rural hospital flexibility grant program, the small hospital improvement program, telehealth, trauma programs, and rural AED programs to fiscal year 2005 levels. **Pages S2930-32**

Mikulski Modified Amendment No. 180, to provide a deficit neutral reserve fund for the Hope credit. **Pages S2930-32**

Allen Amendment No. 198, to express the sense of the Senate regarding funding for the National Aeronautics and Space Administration for subsonic and hypersonic aeronautics research. **Pages S2930-32**

Lott Amendment No. 182, to express the sense of the Senate on the acquisition of the next generation destroyer (DDX). **Pages S2930-32**

DeWine/Dodd Modified Amendment No. 153, to express the sense of the Senate concerning the care and treatment of children with HIV/AIDS. **Pages S2930-32**

By 81 yeas to 19 nays (Vote No. 72), Talent Amendment No. 225, to provide the flexibility to consider all available transportation funding options. **Page S2932**

By 94 yeas to 6 nays (Vote No. 73), Conrad Amendment No. 243, to express the sense of the Senate that the tax cuts assumed in the budget resolution should include the repeal of the 1993 increase in the income tax on Social Security benefits. **Pages S2915-16, S2932**

By 55 yeas to 45 nays (Vote No. 74), Bunning Amendment No. 241, to repeal the 1993 tax increase on Social Security benefits. **Pages S2914-15, S2033**

Boxer Amendment No. 259, to express the sense of the Senate regarding the need for a comprehensive, coordinated, and integrated national ocean policy. **Pages S2935-36**

Leahy Amendment No. 203, to express the sense of the Senate in support of full funding and availability of the Crime Victims Fund. **Pages S2937-38**

Santorum Amendment No. 169, to reaffirm that the United States maintain a one-to-two ration for contributions to the Global Fund, that the United States not exceed contributing more than 33 percent of the Global Fund's revenue. **Page S2938**

Lincoln Modified Amendment No. 192, to restore funding the COPS Methamphetamine Enforcement and Clean Up Program to 2005 levels. **Pages S2938-39**

Baucus Amendment No. 253, to support full funding for High Intensity Drug Trafficking Area. **Pages S2939-40**

Clinton Amendment No. 155, to establish a deficit neutral reserve fund for influenza vaccine shortage prevention. **Pages S2941-42**

Snowe/Kerry Modified Amendment No. 216, to increase funding for Small Business Administration's programs. **Pages S2941-42**

Bayh Modified Amendment No. 157, to express the sense of the Senate regarding the amount of United States debt that is foreign-owned. **Pages S2941-42**

Santorum Amendment No. 163, to express the sense of the Senate regarding tax relief to encourage charitable giving incentives. **Pages S2941-42**

Chafee Amendment No. 261, to express the sense of the Senate that the total amount of payments to

States from the Water Pollution Control State Revolving Fund should be increased to \$1,350,000,000. **Pages S2941–42**

Baucus Amendment No. 167, to express the sense of the Senate that the full amount of the President's request for the administrative costs of the Social Security Administration for fiscal year 2006 should be funded. **Pages S2941–42**

Clinton Modified Amendment No. 154, to express the sense of the Senate concerning comparative effectiveness studies. **Pages S2941–42, S2943**

Kohl Modified Amendment No. 217, to restore \$1 billion to juvenile justice and local law enforcement programs funded by the Department of Justice. **Page S2942**

Salazar Modified Amendment No. 254, to restore funding for the payment in lieu of taxes program (PILT), in order to compensate rural counties for decreased tax revenues as a result of non-taxed federally owned county lands. **Page S2943**

Pryor Modified Amendment No. 252, to create a reserve fund for extension of the treatment of combat pay as earned income for purposes of the earned income tax credit and the child tax credit. **Page S2943**

By 53 yeas to 46 nays (Vote No. 80), Levin Modified Amendment No. 238, to promote innovation and U.S. competitiveness by expressing the sense of the Senate urging the Senate Committee on Appropriations to make efforts to fund the Advanced Technology Program, which supports industry-led research and development of cutting-edge technologies with broad commercial potential and societal benefits. **Page S2943**

Leahy Modified Amendment No. 237, to increase funding for Boys and Girls Clubs. **Pages S2944–45**

Gregg (for Grassley) Amendment No. 262, to express the sense of the Senate with respect to pension reform. **Page S2945**

DeWine/Leahy Modified Amendment No. 161, to increase funding for Child Survival and Maternal Health Programs. **Page S2945**

Rejected:

By 49 yeas to 51 nays (Vote No. 57), Gregg (for Frist) Amendment No. 229, to express the sense of the Senate regarding Medicaid reconciliation legislation consistent with recommendations from the Secretary of Health and Human Services. **Pages S2886, S2919**

By 49 yeas to 51 nays (Vote No. 59), Carper Amendment No. 207, to provide for full consideration of tax cuts in the Senate under regular order. **Pages S2875, S2920–21**

By 49 yeas to 50 nays (Vote No. 60), Snowe Amendment No. 214, to ensure that any savings associated with legislation that provides the Secretary of Health and Human Services with the authority to

participate in the negotiation of contracts with manufacturers of covered part D drugs to achieve the best possible prices for such drugs under part D of title XVIII of the Social Security Act, that requires the Secretary to negotiate contracts with manufacturers of such drugs for each fallback prescription drug plan, and that requires the Secretary to participate in the negotiation for a contract for any such drug upon request of a prescription drug plan or an MA–PD plan, is reserved for reducing expenditures under such part. **Pages S2875, S2921**

By 44 yeas to 56 nays (Vote No. 61), Harkin Amendment No. 172, to restore the Perkins Vocational Education program and provide for deficit reduction paid for through the elimination of the phase out of the personal exemption limitation and itemized deduction limitation for high-income taxpayers now scheduled to start in 2006. **Pages S2875, S2921–22**

By 40 yeas to 59 nays (Vote No. 63), Conrad (for Dorgan) Amendment No. 210, to repeal the tax subsidy for certain domestic companies which move manufacturing operations and American jobs offshore. **Pages S2875, S2922–23**

By 49 yeas to 51 nays (Vote No. 65), Sarbanes Amendment No. 156, to restore funding for the Community Development Block Grant (CDBG) program. **Pages S2286–94, S2923–24**

By 46 yeas to 54 nays (Vote No. 69), Baucus/Conrad Amendment No. 234, to ensure that legislation to make cuts in agriculture programs receives full consideration and debate in the Senate under regular order, rather than being fast-tracked under reconciliation procedures. **Pages S2903–07, S2925–26**

By 45 yeas to 55 nays (Vote No. 70), Biden Amendment No. 239, relative to funding to the Office of Community Oriented Policing Services. **Pages S2908–09, S2926**

By 45 yeas to 54 nays (Vote No. 71), Byrd/Baucus Amendment No. 240, relative to transportation funding. **Pages S2911–14, S2929–30**

By 47 yeas to 53 nays (Vote No. 75), Reid (for Clinton) Modified Amendment No. 244, to expand access to preventive health care services that reduce unintended pregnancy (including teen pregnancy), reduce the number of abortions, and improve access to women's health care. **Pages S2916–17, S2933–34**

By 45 yeas to 54 nays (Vote No. 76), Lautenberg Amendment No. 187, to strike the debt ceiling reconciliation instruction. **Pages S2917–19, S2934–35**

By 44 yeas to 54 nays (Vote No. 77), Boxer Amendment No. 257, to establish a point of order. **Page S2935**

By 45 yeas to 55 nays (Vote No. 78), Dorgan Amendment No. 211, to restore funding for tribal

programs and provide necessary additional funding based on recommendations from Indian country.

Pages S2936–37

**Feingold Amendment No. 258**, to ensure that savings associated with legislation that reduces overpayments to Medicare Advantage plans is reserved for deficit reduction and to strengthen the Federal Hospital Insurance Trust Fund.

Page S2937

By 37 yeas to 63 nays (Vote No. 79), **Dayton Amendment No. 202**, to provide full funding for the Individuals with Disabilities Education Act (IDEA) part B grants over five years.

Pages S2940–41

**Pryor Amendment No. 213**, to increase funding for the Low-Income Home Energy Assistance Program.

Page S2943

Withdrawn:

**Allen Modified Amendment No. 197**, to increase by \$1,582,700,000 over fiscal years 2006 through 2010 funding for Transportation (budget function 400) with the amount of the increase intended to be allocated to the Vehicle Systems account of the National Aeronautics and Space Administration for subsonic and hypersonic aeronautics research.

Pages S2875, S2939

**National Asbestos Awareness Day**: Committee on the Judiciary was discharged from further consideration of S. Res. 43, designating the first day of April 2005 as “National Asbestos Awareness Day”, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto:

Pages S3086–87

**Frist Amendment No. 264**, to amend the preamble.

Pages S3086–87

**Leaking Underground Storage Tank Trust Fund**: Senate passed H.R. 1270, to amend the Internal Revenue Code of 1986 to extend the Leaking Underground Storage Tank Trust Fund financing rate, clearing the measure for the President.

Page S3087

**Financial Literary Month**: Senate agreed to S. Res. 88, designating April 2005 as “Financial Literacy Month”.

Page S3087

**Montana Future Farmers of America**: Senate agreed to S. Res. 89, congratulating the Montana FFA on its 75th Anniversary and celebrating the achievements of Montana FFA members.

Pages S3087–88

**Holocaust Commemoration Week**: Senate agreed to S. Res. 90, to designating the Week of May 1, 2005, as “Holocaust Commemoration Week”.

Page S3088

**Arms Export Embargo on China**: Senate agreed to S. Res. 91, urging the European Union to main-

tain its arms export embargo on the People’s Republic of China.

Pages S3088–90

**Concurrent Budget Resolution**: A unanimous-consent agreement was reached providing that when the Senate receives H. Con. Res. 95 from the House, a concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2006, revising appropriate budgetary levels for fiscal years 2005, and setting forth appropriate budgetary levels for fiscal years 2007 through 2010, the Senate begin its consideration; that all after the resolving clause be stricken and the text of S. Con. Res. 18, Concurrent Budget Resolution, as agreed to be inserted in lieu thereof; that the resolution then be agreed to as amended, the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate.

Page S2971

**Authorizing Leadership to Make Appointments—Agreement**: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate.

Page S3086

**Authority for Committees**: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, all committees were authorized to file legislative and executive matters on Wednesday, March 30, 2005, between the hours of 10 a.m. and 12 noon.

Pages S3086–87

**Signing Authority—Agreement**: A unanimous-consent agreement was reached providing that during this adjournment of the Senate, the Majority Leader, Assistant Majority Leader and Senator Warner, to be authorized to sign duly enrolled bills or joint resolutions.

Page S3090

**Appointments**:

**United States Holocaust Memorial Council**: The Chair, on behalf of the President pro tempore, pursuant to Public Law 96–388, as amended by Public Law 97–84 and Public Law 106–292, appointed the following Senators to the United States Holocaust Memorial Council: Senators Feingold and Lautenberg.

Page S3090

**Nominations Confirmed**: Senate confirmed the following nominations:

George M. Dennison, of Montana, to be a Member of the National Security Education Board for a term of four years.

James William Carr, of Arkansas, to be a Member of the National Security Education Board for a term of four years.

Harold Damelin, of Virginia, to be Inspector General, Department of the Treasury.

David B. Balton, of the District of Columbia, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for Oceans and Fisheries.

Joseph R. DeTrani, of Virginia, for the rank of Ambassador during his tenure of service as Special Envoy for the Six Party Talks.

John Thomas Schieffer, of Texas, to be Ambassador to Japan.

Kiron Kanina Skinner, of Pennsylvania, to be a Member of the National Security Education Board for a term of four years.

R. Nicholas Burns, of Massachusetts, to be an Under Secretary of State (Political Affairs).

C. David Welch, of Virginia, to be an Assistant Secretary of State (Near Eastern Affairs).

Jeffrey Clay Sell, of Texas, to be Deputy Secretary of Energy.

Christopher R. Hill, of Rhode Island, to be an Assistant Secretary of State (East Asian and Pacific Affairs).

Rudolph E. Boschwitz, of Minnesota, for the rank of Ambassador during his tenure of service as Representative of the United States of America on the Human Rights Commission of the Economic and Social Council of the United Nations.

35 Air Force nominations in the rank of general.

37 Army nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages S3084–86, S3092–94

**Nominations Received:** Senate received the following nominations:

Joseph H. Boardman, of New York, to be Administrator of the Federal Railroad Administration.

John Robert Bolton, of Maryland, to be the Representative of the United States of America to the United Nations, with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations.

John Robert Bolton, of Maryland, to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Stephen L. Johnson, of Maryland, to be Administrator of the Environmental Protection Agency.

John D. Negroponte, of New York, to be Director of National Intelligence.

Routine lists in the Air Force, Army, Marine Corps.

Page S3092

**Messages From the House:** Pages S2991–92

**Measures Referred:** Page S2992

**Measures Read First Time:** Page S2992

**Executive Communications:** Page S2992

**Executive Reports of Committees:** Pages S2993–94

**Additional Cosponsors:** Pages S2996–98

**Statements on Introduced Bills/Resolutions:** Pages S2998–S3073

**Additional Statements:** Pages S2989–91

**Amendments Submitted:** Pages S2073–83

**Notices of Hearings/Meetings:** Pages S3083–84

**Authority for Committees to Meet:** Page S3084

**Privilege of the Floor:** Page S3084

**Record Votes:** Twenty-five record votes were taken today. (Total—81) Pages S2919–26, S2929–30, S2932–37, S2941, S2944, S2965

**Adjournment:** Senate convened at 9 a.m., and adjourned at 11:48 p.m., until 4 p.m., on Monday, March 21, 2005. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S3092.)

## Committee Meetings

(Committees not listed did not meet)

### NATIONAL SECURITY THREATS

*Committee on Armed Services:* Committee concluded open and closed hearings to examine current and future worldwide threats to the national security of the United States, after receiving testimony from Porter J. Goss, Director of Central Intelligence; and Vice Admiral Lowell E. Jacoby, USN, Director, Defense Intelligence Agency, Department of Defense.

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported the nominations of John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, James William Carr, of Arkansas, George M. Dennison, of Montana, and Kiron Kanina Skinner, of Pennsylvania, each to be a Member of the National Security Education Board, Anthony Joseph Principi, of California, to be a Member of the Defense Base Closure and Realignment Commission, and 5,664 nominations in the Air Force, Army, Navy and Marine Corps.